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A.

# Journal of the House of Representatives of the Territory of Arkansas, for the February Session of the General Assembly of said Territory,

commencing February 7th, A. D. 1820.

The General Assembly of the Territory of Arkansas, began and held, at the Post of Arkansas, on Monday, the seventh day of February in the year of our Lord one thousand eight hundred and twenty, being the first session of the first General assembly of the Territory of Arkansas, held under the Organic Law forming said Territory which passed in the Congress of the United States, March the 2d. A.D. 1819, and convened by the Proclamation of the Governor of said Territory, dated, December 29th. A.D. 1819.

On which day, being that appointed in said Proclamation, for the meeting of the General Assembly, the following members of the House of Representatives of said General assembly, appeared, produced their certificates of election, were qualified and took their seats viz.

From the County of Arkansas { William B.R. Hanna. / William O. Allen.

From the County of Clark { Thomas Fish.

From the County of Hempstead { John English & / William Stevenson.

From the County of Lawrence { Joseph Hardin, Sen. & / Joab Hardin.

And from the County of Pulaski { Radford Ellis and / Thomas H. Lindall.

On motion of Mr. Stevenson, William O. Allen was appointed Speaker pro. Tem. and Sam C. Roane Clerk pro tem.

The House proceeded, by ballot, to the choice of a Speaker, whereupon Joseph Hardin and William Stevenson were appointed to receive the ballots, and upon examining the ballots, it appeared that William Stevenson, one of the Representatives from the County of Hempstead, was duly elected,

whereupon
Mr. Stevenson was conducted to the Speaker's Chair, made his acknowledgements to the House, and entered upon the duties of his office.

The House proceeded, by ballot, to the election of a Clerk; and Messrs. Allen and English were appointed to receive the ballots, and upon examining the same, it appeared that Jason Chamberlain was duly elected, whereupon Mr. Chamberlain appeared, was qualified and entered upon the duties of said office.

On motion of Mr. Allen,
Resolved, That Horace C. Hyde be appointed Door-Keeper to the House, and that he do give his attendance accordingly.

On motion of Mr. Allen, Resolved, That Sam C. Roane be appointed engrossing clerk to the House.

On motion of Mr. English,
Resolved, That a Committee of one be appointed to inform the Legislative Council that a Quorum of the House of Representatives have convened, that they have organized by appointing the Honorable William Stevenson their Speaker, Jason Chamberlain their clerk, and Horace C. Hyde their Door-Keeper, and that they are ready to attend to business. Mr. English was appointed to perform that service.

A message was received from the Legislative Council by Mr. Bankman, informing this House, that a Quorum of the Legislative Council had convened, elected the Honorable Edward McDonald their President, Richard Searcy their clerk, and Joseph Cook their Door-Keeper, and are ready to proceed to business.

On motion of Mr. Allen,
Resolved, That a Committee of two be appointed on the part of this House, jointly with a Committee of the Legislative Council to wait on the Governor of this Territory and to inform him that the Legislative Council and House of Representatives have convened, organized and are ready to receive any communication he may think proper to make. Mr. Allen and Mr. Norman were appointed of that committee.

Ordered, That the same be sent to the Legislative Council for concurrence therein, and that Mr. English perform that service.

A message was received from the Legislative Council, by Mr. Phillips, informing this House, that they have concurred in the joint resolution, appointing a committee to wait on the Governor of this Territory, and to inform him that the Legislative Council, and House of Representatives have convened, organized, and are ready to receive any communication he may think proper to make. and that Mr. McElmurry was appointed of that committee on the part of the Legislative Council.

On motion of Mr. Norman,
Resolved, That a Committee of one be appointed on the part of this House to act in conjunction with a like Committee from Legislative Council to procure a House for this General assembly to hold their session in, and to have any repairs or preparations made to said house for the reception of the General assembly.
Mr. Norman was appointed of that committee.
Ordered, That the same be sent to the Legislative Council for concurrence therein: and that Mr. Norman perform that service.

A message was received from the Legislative Council, by Mr. Clark, informing this

House, that the Legislative Council had concurred in the resolution of this House, to appoint a committee to procure a house for this General Assembly to hold their session in and to have any repairs or preparations made to said house for the reception of the General Assembly; and that Mr. Phillips was appointed that committee.

On motion of Mr. Allen,

Resolved, that a committee of three be appointed on the part of the House of Representatives to join a committee on the part of the Legislative Council to draw up rules and regulations for the Government of the two Houses. Messrs. English, Allen and Joab Hazelton were appointed that committee. Ordered, that the same be sent to the Legislative Council for concurrence therein, and that Mr. Joseph Hazelton perform that service.

A message was received from the Legislative Council by Mr. Bankman, informing this House, that the Legislative Council have concurred in the resolution to appoint a committee to draw up rules and regulations for the Government of the two Houses; and that David Clark was appointed of that committee on the part of the Legislative Council.

When the House adjourned to eleven O. Clock, to-morrow morning.

Tuesday Morning, February 8th, 1820.

The House met pursuant to adjournment.

The Honorable William Swanton, on account of indisposition, resigned the Office of Speaker, whose resignation was accepted by the House.

On motion of Mr. Lindall,
Resolved, that Joseph Hardin be appointed Speaker pro Tem.
The House proceeded, by ballot, to the choice of a Speaker, and Messrs. Allen and Hanmer were appointed to receive the ballots, and, upon examining the same, it appeared that Joseph Hardin, one of the Representatives for the county of Lawrence, was duly elected,
Whereupon,
Mr. Joseph Hardin was conducted to the Speaker's chair, made his acknowledgments to the House, and entered upon the duties of said office.
Mr. Allen from the joint committee to wait on the Governor, reported verbally that the Governor, was not at present prepared to make any communication, but that the Secretary of this Territory would meet the General assembly on this day for the purpose of making a communication partly on his own account, and partly on account of the Governor; and
on motion of Mr. Lindall, the said committee were discharged, having performed the duties of their appointment.
On motion of Mr. Allen,
Resolved, that the legislative council be requested to attend in the Representatives chamber to receive a Communication from the Secretary of the Territory of Arkansas. Mr. Hanmer was appointed to inform that service.
The legislative council attended in the Representatives chamber, and the President thereof took the chair.
The Secretary of the Arkansas Territory, after expressing the Governors

thereof, appeared, was conducted to the chair, delivered a speech to both Houses, explaining to them the manner in which he had administered the Government, and retired.

The two Houses then went into a joint Committee of the whole, Mr. McDonald, in the chair.

On motion of Mr. Hooper,

Resolved, by the General assembly in Committee of both houses, that they approve the conduct of the Executive of the Territory in ordering the election of the Legislative Council, and that a Committee of two be appointed to wait on his Excellency, and inform him of the same. Mr. Hooper and Mr. McElmurry were appointed that committee. The joint Committee of both Houses then rose, the Legislative Council retired, and the Speaker took the chair.

When the House adjourned to eleven O'Clock, to-morrow morning.

Wednesday, February 9th, 1820.

The House met pursuant to adjournment.

On motion of Mr. Hooper,

Resolved, That the rules, for the Government of the House of Representatives for the Territory of Missouri, be adopted as the rules of this House, till the Committee appointed to draft rules for the Government of this House, make their report.

The following resolution was submitted by Mr. Henderson,

Resolved, That the Legislative Council and House of Representatives appoint an joint

Committee of three for the purpose of drafting a general Memorial addressed to the Honorable, the Senate and House of Representatives in Congress assembled, setting forth the wants and grievances of the citizens of the Territory of Arkansas, and praying redress. Ordered, by the consent of Mr. Stevenson, that the said resolution be laid on the table.

On motion of Mr. Homan

Resolved, That the Legislative Council be requested to attend in the Representatives' Chamber to hear the report of the Committee, appointed by both Houses, to wait on the Governor, by a message sent to that House.

Ordered, That Mr. Homan do go with the said message.

The Legislative Council appeared in the Representatives chamber, and the President thereof was conducted to the chair.

Mr. Homan from the Committee appointed to wait on the Governor made the following report, to wit,

"The Committee who had the honor of being appointed by the House to wait upon his Excellency James Miller, and make him acquainted with the resolution of the House in joint committee approving his conduct in ordering the election of the Legislative Council, beg leave to report, that they performed that duty last evening, and that his Excellency authorized them to inform the house that he would meet them in Session, as soon as they had met, and was prepared to receive him." Which report was read, accepted, and the Committee discharged.

His Excellency, James Miller, Governor
of the Territory of Arkansas met both
Houses agreeably to appointment, and made
the following communication;
Gentlemen of the Legislative Council elect
and of the House of Representatives,
The cause of this assemblage of
you this morning, originated in my wish to
confer with you previous to our commencing our
legislative duties, on the expediency of doing
so, until further informed by the proper
authority, as to our legal powers so to do. When
I arrived in the Territory in December last,
I found by the voice of the people, the
Government of the Territory had commenced on
its second grade, under the guidance of the
Secretary, who was then acting Governor in
my absence. Under his direction, a
delegate to Congress had been elected, and
members of the House of Representatives
for the Territory had been chosen: and five
members of the Legislative Council, to wit,
one from each county. All this was done
from the purest motives, and with a
firm belief, that so far, all was correct,
and within the meaning and intent of the
Organic law of this Territory - I believed
so, and with that belief, I issued my
proclamation calling both branches together.
After sending forth my proclamation, and
before your arrival, strong doubts
arose in my mind as to the legal right
of the people to choose a legislative
Council, vested with powers to legislate:
But on a closer examination of the law, I
am led to believe, we are bound to confine
to the nomination of a Council by the House
of Representatives to the President of the

United States, for his appointment, and with the advice and consent of the Senate, agreeably to the fifth section of the organic law of the Missouri Territory, passed the 4th of June 1812. as it then stood, and not with its subsequent amendment. If I have been in an error so far, I am willing to confess it. The wound can be more easily healed now, than at a future time. Should you believe, after mature deliberation, that the exigencies of the Territory will admit of no delay, and determine to proceed to legislate, as now organized, I will go with you so far, as it will seem proper and requisite, for the redress of Territorial grievances, that now exist and require immediate redress. In order to avoid future delay in our legislative progress in case any doubts should be realized, permit me, Gentlemen of the House of Representatives to recommend to you to proceed without delay to the nomination of eighteen persons, to the President of the United States, duly qualified as the law of 1812 as it then stood directs, for his approbation. By this one might and would, we should have the satisfaction of believing we have taken taken ground, than to proceed without knowing when the Governor retired.

James Miller.

The Legislative Council retired, and the Speaker resumed the chair.

When the House adjourned till to-morrow morning, nine O. Clock.

Thursday, February 10th, 1820.

The House met pursuant to adjournment.

Mr. Allen submitted the following resolution

Resolved, by the General assembly of the Territory of Arkansas, That eternal

gratitude is due to the Author of our being: And, that, therefore, we do request, the Reverend Mr. Stevenson a member of this House from Hempstead, to open our daily meetings with prayers in the Representatives Chamber.
Which resolution passed by a unanimous vote, and was ordered to be sent to the Legislative Council for their concurrence therein; and that Mr. Fish do go with said message.

A message from the Legislative Council by Mr. [redacted] Clark.
"Mr Speaker,

I am instructed to inform the House of Representatives that Mr. Phillips has been appointed on the part of the Legislative Council, to act jointly with such committee as may be appointed by the house of Representatives to wait on the Governor and conduct him to the Representatives Chamber for the purpose of making his Communication.

On motion of Mr. Allen,
Resolved, That a member of this House be appointed to act jointly with the Committee of the Legislative Council to wait on the Governor and conduct him to the Representatives chamber, accordingly Allen was appointed to perform that service. Ordered that the Legislative Council be made acquainted therewith; and that this house is ready for the attendance of the Legislative Council for the purpose of receiving a communication from the Governor; and that Mr. English do go with said message.

The Legislative Council appeared, and the President thereof took the chair, for the purpose of receiving a communication from H. Governor.

His Excellency the Governor met the two Houses in the Representatives chamber, and delivered the following Speech, to wit,

"Arkansas, February 10th, 1820.

Gentlemen of the Legislative Council, & of the House of Representatives.

On the second day of March last, the Legislative authority of the United States passed an act, "establishing a seperate Territorial Government in the Southern part of the Territory of Missouri," to be called the Arkansas Territory, on and after the fourth day of July then next ensuing. On the third day of the same month, the President of the United States, by and with the advice and consent of the Senate was pleased to appoint me Governor of the newly created Territory. It, therefore, became my duty to be present on the day, appointed for the Government thereof to commence its operations.

I congratulate you, on the foresight of my predecessor, whose arrangements have given me the aid of your joint wisdom.

The duties now to be discharged are numerous and important. They are to select, to improve, and to provide a code of laws, for the Government of an extensive region, destined one day, and perhaps not a distant one, to become a valuable and important member of the American Union.

I regret, Gentlemen, that I was prevented by circumstances unavoidable from reaching the Territory on or before the day appointed for its laws to go into operation. I consider it a duty, I owe to you, Gentlemen, and others of my fellow citizens, as well as to my own feelings, to account for the delay. My Commission of appointment was inadvertently forwarded to this village, and I was then, by permission of my commanding General, living with my family in New-Hampshire, a distance of five hundred miles from the seat of our General Government. This mistake was not corrected until the 29th of May, which you will perceive gave me thirty five days to travel a distance of twenty three or four hundred miles.

at that time, I was an officer of the United States Army. I had served over common County, services, and intended to make it my profession for life. I had to provide for a family, I had spent the prime of life in the service my constitution was impaired by privation and exposure to the inclement seasons of the north during the late war, believing as I did, that it would be impossible for me to arrive here on the day appointed for the Government to go into operation, and knowing that provision was made for the administration of the Government in case of my absence, together with the consideration that the severe and unhealthy season of the south was approaching, I determined to delay my journey until the commencement of cool weather. This would give me time the better to provide for my family, to settle up my army and public accounts, and to make all the necessary arrangements for my unexpected change of employment. I found it necessary to take the Ordenal city in my way, where I was necessarily detained several days, during which time, I procured an order on the senior officer of ordinance at Pittsburgh for the use of this Territory, for a portion of the arms appropriated by Congress for arming and equipping the Militia of the states and Territories of the United States. I was detained several days, in providing a boat, in loading her with the articles which I had procured for the use of this Territory, and in embarking. I left Pittsburgh on the 17th day of October, with 400 stand of arms, 40000 rounds of fixed ammunition, fifty Horseman's pistols, &c. all which I have stored in this village, until further provisions are made for the same. I left my family on the 10th of September, and arrived here on the 26th of December. When, fellow citizens, the distance I had to travel and the duties I had to perform on the way are considered, and that I was obliged to descend the Rivers from Pittsburgh to this place with the waters unusually low, I hope you will be convinced that I have not unreasonably neglected your interests

~~Thom~~ of our common country.

The subjects, which will require your particular attention during the present session must be better understood by you than by myself, being yet, almost a stranger, such as do occur to me, I will take the liberty to mention. They will, I presume fall under two principal divisions, those referrable to the General Government, and such as come within the proper sphere of your powers of legislation.

In the first class, you will discover, one to be found, Executive duties, rendered necessary to be performed, by the Executive of the United States, viz. the disposing of, and bringing into market the public land, the aid of the nation in opening a road, or at least a trace, along our principal Post routes, treaties with any of the tribes of Indians, inhabiting within our limits, which may seem calculated to advance the future prosperity of the Territory. The nature of individual claims to lands within the Territory, will, no doubt require much of your attention. They will fall under the care of Congress, or so many of them, as to require that body to enact laws containing new provisions. That class of our fellow citizens, who have found settlements on the public domain, are numerous and generally meritorious inhabitants. As they have been, and still are the Pioneers of the remote wilderness, I do hope you will take their situation under your special care, and respectfully solicit for them, from the General Government, the right of pre-emption, for at least six quarter section of Land to embrace and secure all their improvements.

In a free Government, where merit alone produces elevation and distinction, and the grade of merit is to be found, by the amount of integrity, industry and ability possessed by a candidate for promotion, when we are all willing to acknowledge that such is the enviable character of our political constitutions, are we not, Gentlemen, willing, are we not bound by the duty we owe to the rising generation to provide for the early education of our youth? — The Government has generally been liberal in the encouragement of Seminaries in the Territories. — I propose submitting the foregoing subjects, or any part of them, to the consideration of our General Government for their wise and just decision by a joint memorial or petition or otherwise, as you may think proper. — Under the present state of doubt in relation to the legislative powers of one branch of the General Assembly, I take the liberty of recommending that after you have prepared the necessary memorials to the National Government, you confine your deliberations to the various laws as they now stand in the Territory, and if you find they are in force, to declare it, and to the making the appropriations, that are deemed indispensible, at another time, Gentlemen, I will make you further communications.

At the same time, let me assure you, Gentlemen, that I shall be happy to co-operate with you in all measures which may seem calculated to promote the general good of the People, over whom I have the honor to preside. James Miller.

The Governor then retired. The Legislative Council retired, and the Speaker resumed the chair.

Mr. English gave notice that to-morrow he will ask leave to bring in a Bill for the Division of the County of Hempstead.

On motion of Mr. Stevenson,

Resolved, that a committee of two be appointed to join such committee as the Legislative Council shall appoint to answer the Speech of the Governor this day delivered to both Houses of the General Assembly, and that the Legislative Council be made acquainted therewith.

Messrs. Stevenson and Joel Hardin were appointed of that Committee. Ordered, that Mr. do go with the message informing the Legislative Council of the same.

Mr. Ellis presented a petition from sundry Inhabitants of the County of Pulaski, praying a removal of the seat of Justice of said County, which was read, and referred to a select Committee of three, with leave to report by Bill or otherwise. Messrs. Ellis, Noonan and Tindall were appointed that Committee.

A message was received from the Legislative Council by Mr. Beauchamp, informing this House, That Mr. Phillips from the joint Committee of both Houses, has made report to this House, that the House they now occupy may be had at any price the General assembly may allow not exceeding one dollar per day, and that the house of James Scull may be had at five dollars per day -

and as the House they now occupy is the cheapest, and will answer the purpose; the Committee recommend that the General Assembly continue their session therein, which report was accepted by the Legislative Council.

On motion of Mr. Howen,
Resolved, That this House concur with the Legislative Council, in accepting the Report of the Committee appointed to provide a House for the reception of this General Assembly, and that the said Committee be instructed to make a contract for the same, and to prepare it for the reception of the General Assembly, and that the Legislative Council be acquainted therewith and that Mr. Lindall do go with said message.

When the House adjourned till eight O'clock, tomorrow morning.

Friday February 11th, 1820.

The House met pursuant to adjournment.

On motion of Mr. Howen,
Resolved, That so much of the Governor's Speech as relates to memorials be referred to a select Committee. Messrs. Howen, Stevenson and Lindall were appointed that Committee.

On motion of Mr. Allen,
Resolved, That the Memorials which are to be sent to the President of the United States, be referred to a select committee. Messrs. Allen and English were appointed that Committee.

His Excellency, the Governor made the following Communication to this House.

Arkansas February 16, the 11th, 1820.

"Gentlemen of the House of Representatives,

I take the liberty to recommend to you the propriety of nominating to the Executive of the United States, eighteen persons, duly qualified to serve as Councillors in the Legislative body of the Territory according to law. There being doubts of their power to act as Legislators by the election of the people, in this stage of the Territorial Government. I beg leave further to recommend, that as we are destitute of the advantages of a mail, that your nomination be forwarded by Express to the proper authority with all possible dispatch.";

James Miller.

On motion of Mr. Thomas,

Resolved, That the Governor's Communication this day made to this House be referred to a select committee. Messrs. Fish and Joab Hardin were appointed that Committee.

Mr. Allen, from the committee appointed to draft a petition to the President of the United States of America, reported a Petition.

When on motion of Mr. Stevenson,

The rules of the House were dispensed with, and the said petition was read a first, second and third time, and passed unanimously, and was sent to the Legislative Council for their Concurrence therein.

Mr. Thomas from the Committee, to whom was referred that part of the Governors Speech, which related to Memorials, reported a Memorial to the Congress of the United States;

when the Rules of the House, being dispensed with, it was read a first, second and third time, and passed unanimously, and was sent to the Legislative Council for their Concurrence therein.

A message was received from the Legislative Council by Mr. McElmany, informing this House that the Legislative Council had concurred in the passage of the Petition to the President of the United States, and had returned the same to this House.

Mr. Fish, from the Committee to whom was refered the Governor's Communication of the 11th instant, made a Report, recommending the nomination of eighteen Councillors, to be forwarded to our Delegate in Congress, to be used by him in case a favourable construction of the act organizing this Territory cannot be obtained; and also recommending the House to nominate for this purpose, four from the County of Arkansas, three from the County of Clark, four from the County of Hempstead, and three from the County of Pulaski, and four from the County of Lawrence.

Which report was read, accepted, and the House proceeded to the nomination of eighteen Councillors, and made the following nomination to wit,

From the County of Arkansas { Sylvanus Phillips, (elected)
Sam C. Roane.
Frederick Notrebe.
Benjamin Story.

From the County of Clark { Jacob Barkman. (elected)
James Cummin.
Stephen Clanton.

From the County of Hempstead { Daniel Clanton (elected)
Jacob Cennington
Matthew Moss.
William Rabb.

From the County of Lawrence { Edward M'Donald. (elected)
Willian Looney.
Robert Bean.
Adam Ritchey.

From the County of Pulaski { John M'Elmurry. (elected)
James Titsworth.
Willian Drope.

Mr. Homer, from the Committee to whom was referred so much of the Governor's Speech as relates to memorials, reported a Memorial praying Congress to pass a Declaratory act of that part of the Organic Law, which relates to the Legislative Council. Which was read a first, second and third time, (the rules of the House being dispensed with), and unanimously passed, and was sent to the Legislative Council for their concurrence therein.

A message was received from the Legislative Council, by Mr. Clark, informing this House, that the Legislative Council have concurred in passing the petition to the Congress of the United States, and that the same is herewith returned.

Mr. English obtained leave and brought in a Bill for the Division of the County of Hempstead, and to erect the Western part thereof into a seperate County.

Mr. Flanner presented a petition of sundry Inhabitants of the County of Arkansas, praying for the Division of said County, which was referred to a select committee with leave to report by Bill or otherwise.

Messrs Flanner, Allen and English were appointed that Committee.

Mr. Joab Handin presented the petition of sundry Inhabitants of the County of Lawrence, praying for a Division of said County. Which was referred, without reading, to a Select Committee, consisting of Messrs. Joab Handin, Lindall and Ellis, with leave to report by Bill or otherwise.

The Speaker presented sundry Remonstrances of sundry Inhabitants of the County of Lawrence, remonstrating against the Division of said County. Which remonstrances were referred, without reading, to the same Committee the petition of sundry Inhabitants for the Division of the county of Lawrence.

On motion of Mr. Stevenson,

Resolved, That this House do request Robert Crittenden, Esquire, Secretary of the Territory of Arkansas, to proceed to Kentucky for the purpose of forwarding more expeditiously their business with Congress, and that he be requested to correspond with the President, for the purpose of obtaining a solution of the doubts of the Executive, relative to the

legality of our present assembly.

Mr. English from the committee appointed to draft Rules for the Government of this House, reported certain Rules which were adopted as the Rules of this House, and forty eight copies thereof were ordered to be printed.

A message was received from the Legislative Council by Mr. Clark, informing this House that they had concurred in the passage of the petition to Congress on the subject of the Organic Act, as the same relates to the Legislative Council, and that the same was returned to this House.

On motion of Mr. Lindall,

A Committee of ways and means were appointed, consisting of Messrs. Lindall and Jack Hardin.

When the House adjourned.

Saturday February 12th, 1820.

The House met pursuant to adjournment.

On motion of Mr. Stevenson,

Sam C. Roane, the engrossing clerk, was duly qualified.

On motion of Mr. Stevenson,

Resolved, that a Committee be appointed to enquire into the expediency of bringing in a Bill, for the passage of a law, commanding the Justices of the Peace in each County in this Territory, after the passage of the act, to appoint five Commissioners for each County, selecting them as equally as may be out of the different townships in the County, who

shall be sworn to do Justice to the citizens of the County, taking into consideration donations and future divisions; a majority shall designate and point out the most eligible seat for holding Courts in their County, and make their returns to the next Court, who shall as soon as may be convenient, hold their Courts at said seat. Messrs. Stevenson, Tindall and Flanner were appointed that Committee.

Mr. Ellis, from the Committee, to whom was referred the petition of sundry Inhabitants of the County of Pulaski, praying for the removal of the seat of Justice of said County, reported that the prayer of the petition ought to be granted, and brought in a Bill accordingly, which was read the first time, and ordered to a second reading.

On motion of Mr. Flanner,

A committee of Enrollments was appointed, consisting of Messrs. Flanner and English.

Mr. Allen gave notice that on Wednesday next, he would ask leave to bring in a Bill to amend the Militia laws of Arkansas.

On motion of Mr. Stevenson,

The Bill to erect the Western part of the County of Hempstead, into a separate County, was read a second time, and committed to a select Committee, consisting of Messrs. Stevenson, English and Fish.

When the House adjourned to Monday morning, nine O. Clock.

Monday 14th of February 1820.

The House met pursuant to adjournment.

Mr. Stevenson from the Committee appointed to enquire into the propriety of bringing in a Bill, commanding the Justices of the Peace of each County to appoint Commissioners in their respective counties to point out the most eligible mode of justice, reported against the propriety of bringing in such a Bill, which report was accepted, and the Committee discharged from any further consideration of the resolution on that subject.

Mr. Stevenson, from the Committee, to whom was referred the Bill, "entitled an act to erect and establish the western part of the County of Hunterdon into a separate and distinct county" reported an amended Bill, which was read a first time, and ordered to a second reading.

On motion of Mr. Tindall,
The Bill altering the seat of Justice in the County of Pulaski was read a second time, and
on motion of Mr. Hommen, it was committed to a committee of the whole House, and made the order of the day for to-morrow.

Mr. Hommen presented the petition of Reuben C. Spalding, praying that a law may pass, whereby he may be admitted to an examination, for a licence to practice law, which was read, and referred to a select Committee, consisting of Messrs.

Hanmer, Ellis and Fitch, with leave
to report by Bill or otherwise.

On motion of Mr. Allen,

Resolved, That a Committee of three
be directed to enquire into the
provisions of all the treaties made
with the neighbouring Indian
tribes so as to ascertain whether
they are or are not permitted to
hunt on the lands they have
sold to the United States - if they
are, for what length of time
under what restrictions &c. and
the said Committee be also requested
to ascertain whether any depreda-
tions have been committed on the
stock of the people of Arkansas
County or elsewhere, and that
they report to this House.

Messrs. Allen, Stevenson and
English were appointed that
Committee.

On motion of Mr. Fitch,

The rules of the House were dispensed with,
and he obtained liberty and brought in a
Bill to authorize Commissioners to fix
the seat of Justice in the County of
Clark, which was read the first
time, and ordered to pass to a second
reading.

Mr. Joab Hardin, from the Committee
to whom was referred the petition of
sundry Inhabitants of Lawrence County,
praying for a Division of said County,
reported that the prayer of the petition

is reasonable, and ought to be granted and reported a Bill accordingly, which was read a first time, and ordered to pass to a second reading.

On motion of Mr. Stevenson,
Resolved, that a joint Committee of two from the House of Representatives and one from the Legislative Council be appointed to draft a memorial to the Honorable the Senate and house of Representatives in congress assembled, praying for donations of land for the seat of Government for the Territory of Arkansas & for County seats; and also that the Territory may have the use and benefit of the hot springs in Clark County. Mess. Stevenson and Allen were appointed of that Committee on the part of this House. Ordered that the same be sent to the Legislative Council for their concurrence therein, and that Mr. Ellis do go therewith.

On motion of Mr. Thurman,
Resolved, by the General assembly of the Territory of Arkansas — That the several Justices of the Peace and Ministerial civil officers of the Territory, in their respective districts, be requested to take special notice of, and bring to Justice all offenders of the Laws of this Territory providing for keeping holy the Sabbath day. The question being taking, the resolution

passed unanimously, and was ordered to be sent to the Legislative Council for their concurrence therein, and that Mr. English do go therewith.

When the House adjourned.

Tuesday February 15th, 1820.

The House met pursuant to adjournment.

The House resolved itself into a Committee of the whole, Mr. Hanmer in the chair, on the Bill "altering the seat of Justice for the County of Pulaski," and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Hanmer reported that the Committe had made no progress therein, and directed him to ask leave to sit again.

On motion of Mr. Stevenson,

The Bill to erect the Western part of the County of Hempstead into a seperate county was read a second time, committed to a Committee of the whole House, and made the order of the day for tomorrow.

A message was received from the Legislative Council, informing this House, That the Legislative Council have concurred in the resolution of the House of Representatives, in appointing a Committee to draft a memorial to Congress praying for donations of land for the seat of Government for the Arkansas Territory, for County seats, and for the use and benefit of the Hot Springs in Clark County, and have appointed Mr. Clark of that Committee on the part of the Legislative Council.

Mr. Hanmer, from the Committee to whom was referred the Petition of sundry Inhabitants of the County of Arkansas, made a

report, stating that the prayer of the petition is reasonable and ought to be granted, and that they had reported a Bill accordingly. Which Bill was read the first time, and ordered to pass to a second reading.

Mr. Hanmer, from the committee to whom was referred the petition of Rufus P. Spalding, reported a Bill for his relief, which was read the first time and passed to a second reading.

On motion of Mr. Stevenson,

Resolved, That a committee be appointed to enquire into the propriety of bringing in a Bill authorizing the Sheriff of each county in the Territory of Arkansas to order an election for his county as soon as may be convenient to elect five commissioners for each county, who shall have power to point out and designate the most proper and ~~eligible~~ eligible spot for the county seat for their county, and they shall make their return to the court of their County, and it shall be the duty of said court to remove the seats as soon as convenient to the place pointed out by said commissioners, provided said commissioners be first duly sworn, according to law, and that they shall take into consideration donations and future divisions. Messrs. Stevenson, Ellis and Pike were appointed that committee.

Mr. Allen presented the petition of

Hemes Scull, which was read and referred to a select Committee, consisting of Mr. Allen and Joab Hardin, with leave to report by Bill or otherwise.

On motion of Mr. English,
The rules of the House were dispensed with, and he obtained leave and brought in a Bill for the benefit of administrators in the counties of Clark, Hempstead and Pulaski, which was read a first time, and ordered to pass to a second reading.

On motion of Mr. Joab Hardin,
The Bill "entitled an act to erect the south West part of the County of Lawrence into a seperate and distinct County, by the name of Union County" was read a second time, and committed to a Committee of the whole House, and made the order of the day tomorrow.

On motion of Mr. Homan,
The rules of the House were dispensed with, and the Bill for the Division of the County of Arkansas, was read a second time, ordered to be engrossed, and made the order of the day for its third reading and final passage, on Thursday next.

A message was received from the Legislative Council by Mr. Clark, informing this House that the Legislative Council have concurred in the resolution of the House of Representatives, requesting the several Justices of the Peace and other civil officers of this Territory to take special notice of and bring to Justice all offenders of the laws of this Territory providing for keeping holy the Sabbath day.

On motion of Mr. Horner,
The Bill for the relief of Rufus C. Spalding (the rules of the House being dispensed with) was read a second time, ordered to be engrossed, and made the order of the day for its third reading and final passage to-morrow.

On motion of Mr. Horner,
Resolved, That a message be sent to the Legislative Council informing them that this House have appointed a committee of enrollments consisting of Messrs. Horner and English, and requesting the Legislative Council to appoint a similar Committee to act in conjunction with them; and that Mr. Stevenson do go therewith.

On motion of Mr. Horner,
Resolved, That so much of the Governor's Speech as relates to the Revenue be referred to a select Committee, consisting of Messrs. Horner, Kendall, Josh Hardin, Stevenson and Fish.

The House again resolved itself into a Committee of the whole, Mr. Horner in the chair, on the Bill altering the seat of Justice in the county of Pulaski; and after some time spent therein, Mr Speaker resumed the chair, and Mr. Horner reported the said Bill with an amendment, which amendment was concurred in by the House, and the said Bill was ordered to be engrossed, and made the order of the day for its third reading and final passage on Thursday next.

A message was received from

The Legislative Council by Mr. Bachman informing this House that they had appointed Mr. Phillips of the Committee of enrollments, on the part of the Legislative Council.

Mr. Stevenson obtained leave, (the Rules of the House being dispensed with) and brought in a Bill to be entitled an "act fixing permanently the seat of Justice in the County of Arkansas." which was read a first time, and ordered to a second reading.

Mr. Stevenson, from the Committee to whom was referred so much of the Governor's Speech as relates to memorials to Congress, reported a petition praying for an additional Judge.

On motion of Mr. Stevenson the said Petition was amended, by adding thereto the words, "and that the said Judges may be required to do Circuit duty in the respective Circuits, which may be assigned to each of them by any Law of this Territory." Which Petition, as amended, was adopted.

Mr. Stevenson, from the Committee appointed to draft a memorial to Congress, praying for donations for the seat of Government, for County seats, and for lots for Town reservations, reported a Memorial, which was read, Lorded, and ordered to be sent to the Legislative Council for their concurrence therein, and that Mr. Fish do go therewith.

On motion of Mr. Stevenson,

The House reconsidered the vote adopting the Petition praying for an additional Judge.

The Petition then being called up, and under consideration, on the question,

"Shall this Petition be adopted?"
It was determined in the negative, yeas 1, nays 7.
The yeas and nays being desired, the one who voted in the affirmative is Mr. Allen.
Those who voted in the negative are, Messrs. English, Fish, Jos. Hardin, Thomas Tindall, Stevenson, and the Speaker.
On motion of Mr. Fish,
The Bill, to be entitled an act to authorize Commissioners to fix the seat of Justice in the county of Clark, was read a second time, committed to a committee of the whole House, and made the order of the day for Thursday next.

On motion of Mr. Thomas,
The rules of the House were dispensed with, and the Bill, to be entitled an "act fixing permanently the seat of Justice in the County of Arkansas" was read a second time, ordered to be engrossed, and made the order of the day, for its third reading and final passage, tomorrow.

On motion of Mr. English,
The rules of the House were dispensed with, and the Bill to be entitled an act for the benefit of administrators in the counties of Clark, Hempstead and Pulaski, was read a second time, committed to a committee of the whole House, and made the order of the day for Thursday next.

A message was received from the

Legislative Council by Mr. McElmurry informing this House that the Legislative Council had concurred in the passage of the memorial to Congress, herewith returned.

On motion of Mr. Allen,
Resolved, That so much of the Governors Speech as relates to schools, seminaries of learning, and the education of youth be referred to a select Committee, consisting of Messrs. Allen, Stevenson and Women.
When the House adjourned.

Wednesday February 16th, 1820.

The House met pursuant to adjournment.
The House resolved itself into a Committee of the whole, (Mr. Allen in the Chair) on the Bill to be entitled an Act to erect the Western part of the County of Clark into a separate and distinct county; and after some time spent therein, Mr. Speaker resumed the Chair, and Mr. Allen reported, that the Committee had made some progress thereon, and directed him to ask leave to sit again.
Ordered, That the Committee of the whole have leave to sit again on the said Bill.

Mr. Allen agreeably to notice given, asked leave to bring in a Bill "to amend the militia laws of Arkansas". and on the question being put, shall leave be given? it was determined in the affirmative, Yeas 4, nays 3. The yeas being desired by two of the members present; those who voted in the affirmative, are Messrs. Allen, Ellis, Fish and Jno. Hardin. Those who voted in the negative are Mr. English, Lindsey and the Speaker.

The House resolved itself into a Committee of the whole, (Mr. Stevenson in the chair), on the Bill to erect the South Western part of the county of Lawrence into a seperate and distinct county, and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Stevenson, reported the said Bill with an amendment.

The amendment to said Bill was read and concured in by the House.

Ordered, That the said bill be engrossed, and made the order of the day for its third reading and final passage on Friday next.

An engrossed bill, entitled "an act for the relief of Rufus C. Spalding," was read the third time and passed.

Ordered, That the title be as aforesaid, and that Mr. English carry the said bill to the Legislative Council, and ask their concurrence therein.

An engrossed Bill, entitled "an act fixing permanently the seat of Justice in the County of Arkansas," was read the third time and passed."

Ordered that the title be as aforesaid, and that Mr. English carry the said Bill to the Legislative Council, and ask their concurrence therein.

When the House the adjourned.

Thursday February 17th, 1820.

An engrossed Bill, entitled "an act for the Division of the County of Arkansas" was read the third time and passed.

Ordered that the title be, "an act erecting and establishing the County of Phillips".

and that Mr. Hanna carry the said Bill to the Legislative Council, and ask their concurrence therein.

+ The engrossed Bill, entitled an "act altering the seat of Justice in the County of Pulaski", was read the third time and passed. Ordered, that the title be as aforesaid, and that Mr. Hanna carry the said bill to the Legislative Council and ask their concurrence therein.

The House resolved itself into a Committee of the whole, (Mr. Lindall in the chair,) on the Bill, "Providing for the fixing the seat of Justice in the County of Clark", and on the Bill for the relief of administrators in the counties of Clark, Pulaski and Hempstead", and on the Bill to erect the Western part of the county of Hempstead into a seperate County", and after some time spent therein, Mr. Speaker resumed the chair, and Mr. Lindall reported the said Bills to the House.

Ordered, That the said Bills be engrossed, and made the orders of the day for their third reading and final passage, Tomorrow.

Mr. Allen presented a letter from Reuben Scull, which

on motion of Mr. Allen

Resolved, that the said letter be referred to the Committee on so much of the Governors Speech as relates to revenue, and that said Committee be instructed to bring in a Bill to embrace all cases where money has been collected under the authority of the Missouri Territory, and now remains in the hands of the several sheriffs of this Territory.

Mr. Hanna, from the Committee ~~to whom~~ appointed to enquire into the propriety of bringing in a Bill in favour of an election for Commissioners in each County in the Territory of Arkansas to fix the seat of

Justice in said County, ~~[illegible]~~ reported that it would be proper and expedient to bring in such a Bill;
and on motion of Mr. English, that the said Committee be instructed to bring in such a bill, it was determined in the negative.

Mr. Allen offered the following resolution, to wit;
Resolved, That this House will be ready to adjourn without day, on Wednesday next; and that they solicit the concurrence of the the Legislative Council therein.
Ordered, That the said resolution lie laid on the table.

Mr. Noonen asked and obtained leave, (the Rules of the House being dispensed with) to bring in a Bill, establishing the office of Attorney General for the Territory of Arkansas, which was read a first time, and ordered to pass to a second reading.

Mr. Noonen, agreeably to notice, asked leave and brought in a Bill, "regulating the sales of real estates" which was read the first time and passed to a second reading.

Mr. Stevenson, asked leave and brought in a Bill (the rules of the House being dispensed with) "regulating marriages." which was read a first time, and ordered to pass to a second reading.

Mr. English asked and obtained leave, (the rules of the House being dispensed with) to bring in a Bill, "regulating the duties of Sheriffs in this Territory".

Mr. Noonen presented the petition of Hosea Scull, Sheriff of Arkansas,

which was referred, without reading, to a select Committee consisting of Messrs. Homer, Ellis and Irish, with leave to report by Bill or otherwise.
When the House adjourned.

Friday, February, 18th, 1820.

The House met pursuant to adjournment.

An engrossed Bill, entitled an "act to erect an establish the County of Independence" was read a third time and passed,
Ordered, That the title be as aforesaid, and that Mr. Joab Hardin carry the said Bill to the Legislative Council, and ask their concurrence therein.

An engrossed Bill, entitled an "act providing for fixing the seat of Justice in the County of Clark," was read a third time and passed.
Ordered, That the title be as aforesaid, and that Mr. Joab Hardin carry the said Bill to the Legislative Council, and ask their concurrence therein.

An engrossed Bill, entitled an act for the relief of administrators in the Counties of Pulaski, Clark and Hempstead" was read the third time and passed.
Ordered, That the title be as aforesaid, and that Mr. Joab Hardin carry the said Bill to the Legislative Council, and ask their concurrence therein.

The Speaker presented the petition of sundry Inhabitants of the County of Lawrence, praying for a division of said County; which was referred to a select committee, consisting of Messrs. Joab Hardin, Stevenson and Liddell with leave to report by Bill or otherwise.

Mr. Homer, from the Committee to whom was referred the letter of Hemes Bell, Sheriff of the County of Arkansas, reported a Bill, requiring the several Sheriffs of this

Territory to pay over to the Treasurer of this Territory all public monies which have come or hereafter may come into their hands, ~~which are due~~ for taxes assessed before the erection of the Arkansas Territory and collected since that time" which was read the first time and ordered to pass to a second reading.

Mr. Tindall, obtained leave and brought in a Bill, (the rules of the House in this case being dispensed with) for the relief of Samuel R. Cunnin, Sheriff of the County of Pulaski" which was read a first time and ordered to pass to a second reading.

A message was received from the Legislative Council, by Mr. Bankman, informing this House, that the Legislative Council have concurred in the passage of the following acts, to wit,
"An act altering the seat of Justice in the County of Pulaski" also
"An act erecting and establishing the County of Phillips" also
"An act fixing permanently the seat of Justice in the County of Arkansas" and also
"An act for the relief of Rufus C. Spalding,"
and that they returned the same to the House of Representatives whence they originated; and also
that they have passed
"An act to revive certain suits, and for other purposes," and also an "Act supplementary to an "Act defining the powers and duties of Justices of the Peace in matters of a civil nature and for other purposes,"
and request the concurrence of the House of Representatives therein, which Bills are herewith furnished.

The Bill for establishing the office of Attorney General was read a second time, and ordered to be engrossed for a third reading and final passage, (and the rules of the House in this ~~being~~ dispensed with) and made the order of to-day."

A message was received from the Legislative Council, requesting the Petition of the Inhabitants of the County of Lawrence praying for and remonstrating against a Division of said County, for the consideration of the legislative council.

Ordered, That the same be sent to the Legislative Council, for the purposes therein mentioned.

Mr. Fish, obtained leave and brought in a Bill, (the rules of the House in this case being dispensed with) ~~obtained leave and brought in a Bill~~, "altering the mode of assessments in this territory" which was read a first time, and ordered to pass to a second reading.

Mr. Thomas, asked leave and brought in a Bill, (the Rules of the House being dispensed with) to be entitled an "act, supplementary to an act entitled an act directing the Probate of wills, &c." which was read the first time, and ordered to pass to a second reading.

On motion of Mr. Allen,

The Committee on Indian Treaties and Depredations were ~~ordered~~ discharged from any further consideration of said subject.

On motion of Mr. Allen,

The Committee, on so much of the Governors Speech as relates to schools, seminaries of learning and the education of youth had liberty to report at the next session of the General assembly.

An engrossed Bill, entitled an "act to erect and establish the County of Miller." was read a third time, when

Mr. Thomas offered the following resolution,

to wit,
Resolved, That the further consideration of said Bill be postponed till the fourth day of March next.
And the question being put,
Shall the resolution pass? It was determined in the negative.
The Bill then passed. Ordered that the title be as aforesaid, and that Mr. English do carry the said Bill to the Legislative Council, and ask their concurrence therein.
The Bill, to be entitled an "Act to regulate the sales of real estates," was read a second time, when
Mr. Allen offered the following resolution, to wit,
Resolved, that the said Bill be indefinitely postponed. The question being put,
shall the resolution pass? It was determined in the negative.
Ordered, that the said Bill be engrossed, and made the order of the day for its third reading and final passage, to-morrow.
The Bill "regulating marriages" was read a second time, and
on motion of Mr. Hanson,
Resolved, that the said Bill be postponed till the fourth day of March next.
The Bill regulating the duties of Sheriffs, was read a second time, and committed to the whole House and made the order of the day to-morrow.
An engrossed Bill, "establishing the office of Attorney General", was read a third time and passed.
Ordered, that the title be as aforesaid, and that Mr. Hanson carry the said Bill to the Legislative Council, and ask their concurrence therein.

Mr. Thomas, from the Committee to whom was referred so much of the Governor's Speech as relates to the Revenue, reported that said Committee had made enquiry and find the laws as they now stand are in force, and that it is not expedient at this time to make any alteration in said laws. Which report was accepted by the House, and said Committee discharged from any further consideration of said subject. 39

The Bill for the relief of Samuel R. Curtis, (the rules of the House being dispensed with in this case) was read a second time, committed to a Committee of the whole House, and made the order of this day.

The Bill, to be entitled an "act altering the mode of assessment" (the rules of the House being dispensed with) was read a second time, ordered to be engrossed and made the order of the day for its third reading and final passage, to-morrow.

The Bill, to be entitled an act to require the several Sheriffs of this Territory to pay over to the Treasurer of this Territory all public monies which they now have or may hereafter have, ~~which they have~~ [illegible] taken since before the election of the Arkansas Territory and collected since that time, (the rules of the House in this case being dispensed with), was read a second time, committed to a Committee of the whole House, and made the order of to-day.

Mr. Jacob Hardin, from the Committee to whom was referred the Petition of sundry Inhabitants of the County of Lawrence, praying for a second division of said County, reported that the prayer of the Petition ought not to be

granted, and that they have liberty to withdraw their petition.

A Bill, entitled an "act, supplementary to an act, directing the Probate of Wills &c. (the rules of the House being dispensed with) was read a third time, and ordered to be engrossed for a third reading and final passage, to-morrow.

The House resolved itself into a committee of the whole, (Mr. English in the chair) on the Bill, to be entitled an act for the relief of Samuel R. Cannin, and also on the Bill to be entitled an "act, to require the several sheriffs of this Territory to pay over to the Treasurer of this Territory all public monies which they now have or may hereafter have from taxes assessed before the erection of the Arkansas Territory, and collected since that time"; and after some time spent therein, Mr. Speaker resumed the chair, and Mr. English, reported, that the committee had taken said Bills under consideration, and directed him to report the same to the House with amendments; which were read and concurred in by the House.

Ordered, that the said Bills be engrossed and made the order of the day for their third reading and final passage, to-morrow.

When the House adjourned.

Saturday, February 19th, 1820.

The House met pursuant to adjournment.

An engrossed Bill, to be entitled an "Act to regulate the sales of real estates",

was read a third time, and the question being put, Shall the Bill pass? It was determined in the negative {Yeas 3. Nays 5.

The Yeas and nays being required by two of the members present,

Those who voted in the affirmative are Messrs. Hanna, Joel Hardin, and Speaker.

Those who voted in the negative, are Messrs. Allen, English, Fish, Tindall, and Stevenson.

An Engrossed Bill, entitled "an Act altering the mode of assessments in this Territory" was read a third time, and passed. Ordered that the title be as aforesaid, and that Mr. Stevenson carry the said Bill to the Legislative Council, and ask their concurrence therein.

Mr. Allen, from the Committee on the Petition of Reuben Leith, reported a Bill, to be entitled an "Act to legalize the acts of Reuben Leath", which was read the first time and passed to a second reading.

Mr. Hanna, from the joint Committee of Enrolments, reported, that the Committee had examined enrolled Bills, of the following titles, to wit,

"An act erecting and establishing the County of Phillips,"

"An act establishing humanely the seat of Justice in County of Arkansas,"

"An act for the relief of Rufus C. Harding", and

"An act altering the seat of Justice in the County of Pulaski, and had found the same to be truly enrolled, when

[illegible] signed said Bills,

Ordered, that Mr. Hanner acquaint the Legislative Council therewith.

An engrossed Bill, to be entitled an "Act to require the several Sheriffs of this Territory to pay over any public monies they now or hereafter may have in their hands, to the Treasurer of the Territory of Arkansas," was read a third time and passed. Ordered that the title be as aforesaid, and that Mr. English carry the said Bill to the Legislative Council, and ask their concurrence therein.

An engrossed Bill, entitled an "Act supplementary to an Act, directing the Probate of wills &c." was read the third time and passed. Ordered, that the title be as aforesaid, and that Mr. English carry the said Bill to the Legislative Council, and ask their concurrence therein.

A message was received from the Legislative Council, informing this House that they had concurred in passing a Bill, entitled an "Act for the relief of Administrators in the counties of Clark, Pulaski and Hempstead" which Bill originated in this House; and also that they had passed a Bill of this House, entitled an "Act, providing for fixing the seat of Justice in the County of Clark, with amendments to the latter; in which they ask the concurrence of this House.

Mr. Hanner, from the joint Committee of enrolments, reported, that the committee had presented to the Governor of this

Territory for his approbation; the enrolled Bills, the examination of which was this day reported.

An engrossed Bill, entitled an "Act, for the relief of the several Sheriffs in the Territory of Arkansas," was read a third time. The said Bill was thereupon amended, and passed. Ordered, that the title be as aforesaid, and that Mr. English carry the said Bill to the Legislative Council, and ask their concurrence therein.

Mr. Stevenson, from the Committee appointed to draft an Answer to the Speech delivered to the General Assembly of the Territory of Arkansas, by his Excellency Governor Miller, reported an Answer to the same, which was read, adopted, and sent to the Legislative Council, for their concurrence therein, by Mr. Stevenson.

The House resolved itself into a Committee of the whole, (Mr. Fish in the Chair) on the Bill, to be entitled an "Act, regulating the duties of Sheriffs"; also on a Bill of the Legislative Council, entitled an Act, supplementary to an Act defining the powers and duties of Justices of the Peace in matters of a civil nature; also a Bill of the Legislative Council, entitled an Act, to revive certain Acts and for other purposes; and after some time spent therein, Mr. Speaker resumed the Chair, and Mr. Fish reported the first and last mentioned Bills without amendments, and the Bill secondly above mentioned, he reported with an amendment.

Ordered that the first of said Bills be

engrossed, and made the order of the day for its third reading and final passage on Monday next.

The amendment reported to the Bill from the Legislative Council, entitled an "Act supplementary to an Act defining the powers and duties of Justices of the Peace in matters of a civil nature, and for other purposes," was read and concurred in by the House, ordered that Mr. English return the said Bill to the Legislative Council, and ask their concurrence in said amendment.

The Bill from the Legislative Council, entitled an "Act to revive certain writs and for other purposes" was read and passed. Ordered that Mr. English acquaint the Legislative Council therewith,

The amendments proposed by the Legislative Council to the Bill, entitled an "Act providing for fixing the seat of Justice in the county of Clark," were read and severally concurred in by the House. Ordered that Mr. English acquaint the Legislative Council therewith.

On motion of Mr. Stevenson,

Resolved, by the General assembly of the Territory of Arkansas, that William E. Woodruff be and he is hereby appointed Public Printer of the Territory of Arkansas; and that he is hereby authorized to draw upon the Treasurer of said Territory for any money that now is or may hereafter be due to him for said services; his accounts first being legally audited and forwarded to the Treasurer

of said Territory." Ordered that Mr. Ewing
inform the said resolution to
the Legislative Council and ask their
concurrence therein.

When the House adjourned till Monday.

Monday, February 21st. 1820.

The House met pursuant to adjournment,

Mr. Allen, called up the resolution, which
he had offered on Tuesday, and which was
then laid on the Table,

Resolved, That this House will be
ready to adjourn without day, on
Wednesday next; and that they inform
the concurrence of the Legislative Council
therein. And the question being put,
Shall the resolution pass? It was
determined in the affirmative. Ordered,
that Mr. Joel Wardin acquaint the
Legislative Council therewith.

An engrossed Bill, entitled an "Act regulating
the duties of Sheriffs in this Territory,"
was read a third time and passed. Ordered,
that the title be as aforesaid, and
that Mr. Beck carry the said Bill to
the Legislative Council and ask their
concurrence therein.

A Bill, entitled an "Act to legalize the
Acts of Notaries Public" was read a second
time, committed to a committee of the
whole House, and made the order of this
day.

On motion of Mr. Joel Wardin,

Resolved, That it is expedient to
remove from this place the temporary
seat of Government for the Territory
of Arkansas to some point that
shall be deemed most convenient, taking
into consideration donations, as well
as the most eligible place; and that

a Committee be appointed to bring in a Bill for that purpose. Mr. Joab Hawkins, Hanson, and Lindell were appointed that Committee.

A message, in writing, was received from the Governor of this Territory, by Mr. M. McClure, acting Secretary, as follows, to wit,

"Mr. Speaker

I am instructed by the Governor to inform the House of Representatives, that he has this day approved and signed, an "act, entitled, an Act for the relief of Rufus C. Spalding" and an act, entitled an Act, fixing Romanville the seat of Justice in the County of Arkansas"

February 21st, 1820.

Mr. Allen obtained leave (the rules of the House in this case being dispensed with,) and brought in a Bill, to be entitled an "Act, securing to mechanics the value of their labor" which was read the first time, and passed to a second reading.

Mr. Skinner, from the committee to whom was referred to the Petition of Hennes Scull, report that the petition is in part reasonable; and that the Committee reported a Bill accordingly, which was read the first time, and passed to a second reading.

A message was received from the Legislative Council by Mr. McElmurry, informing the House, that the Legislative Council have concurred in the resolutions of the House of Representatives, appointing a Public Printer; also they have concurred

in the amendments made by the House of Representatives to the Bill, entitled an "Act defining the powers and duties of Justices of the Peace in matters of a civil nature, and for other purposes, with some amendments thereto, to which amendments they ask the concurrence of the House of Representatives; they have also concurred in passing a Bill entitled an "Act regulating the sureties of Sheriffs in this Territory," which is herewith returned.

On motion of Mr. Bloomer,

Resolved, by the General assembly of the Territory of Arkansas, That the Governor of this Territory shall be and is hereby requested to cause to be published by the Public Printer of this Territory and to be promulgated, the organic laws of this Territory, the laws passed at the last session of the Missouri Legislature which are of a public nature, and in force in this Territory; the laws passed by the Governor and judges of this Territory, and the laws passed at this session of the General assembly, so soon as he shall think it prudent to promulgate the same; and he is hereby authorized to draw on the Treasurer of this Territory for the expences of publishing and promulgating said laws.

Ordered, that Mr. Bloomer carry the said resolution to the Legislative Council and ask their concurrence therein.

Mr. Bloomer, from the joint committee of enrolments, reported, that the committee had examined enrolled bills of the following titles, to wit, "an act providing for fixing the seat of Justice in the County of Clark;" also "an act for the relief of administrators in the counties of Clark, Pulaski and Hempstead" and had found the same truly enrolled; when

The Speaker signed the said Bills.

Ordered, That Mr. English acquaint the Legislative Council therewith.

Mr. English obtained leave, (the rules of the House in this case being dispensed with) and brought in a Bill, "allowing Compensation to the present General Assembly and the officers thereof." The said Bill was read the first time and passed to a second reading.

Mr. Hanmer obtained leave, (the rules of the House in this case being dispensed with) and brought in a Bill, to be entitled "an act fixing the times of holding Superior and Circuit Courts in the Territory of Arkansas, and for the session of the General Assembly thereof." Which Bill was read a first time and passed to a second reading.

Mr. Hanmer, from the joint Committee of enrolments, reported, that the Committee had presented to the Governor of this Territory for his approbation, the enrolled bills, the examination of which was this day reported.

Mr. Allen obtained leave and brought in a Memorial to the Congress of the United States, praying for certain land for schools: which memorial was read and adopted, Ordered that Mr. Hanmer carry the said Memorial to the Legislative Council and ask their concurrence therein.

A message was received by the Legislative Council by Mr. Clark, informing this House, that they had concurred in adopting the answer to the Governor's Speech; and that they had

appointed Mr. Bankhead, to wait on the Governor with the same, on their part.

The Bill, entitled an "Act allowing compensation to the Present General Assembly and the officers thereof" (the rules of the House in this case being dispensed with) was read a second time, committed to a Committee of the whole House, and made the order of the day, to-morrow.

A Bill, entitled an "Act securing to mechanicks the value of their labor" was read a second time, and on motion of Mr. Conner,

The said Bill was postponed to the next session of the Legislature.

A Bill, to be entitled an "Act, fixing the times of holding elections and Courts in the Territory of Arkansas, and for the General assembly thereof." was read a second time, and ordered to be engrossed for the third reading and final passage to-morrow.

A Bill, to be entitled an "Act regulating the payment of costs in certain cases", was read a second time. Ordered that the said Bill be engrossed, and made the order of the day for its third reading and final passage, to-morrow.

When the House adjourned.

Tuesday, February, 22d. 1820.

The House met pursuant to adjournment.

A message was received from the Legislative Council, by Mr. Bankhead, informing this House, that they had concurred

in having a Bill entitled "an Act establishing the Office of Attorney General for the Territory of Arkansas", also a Bill entitled an "Act supplementary to an Act directing the Probate of Wills, &c." also a Bill entitled an "Act altering the mode of assessment in this Territory", with some amendments to which they ask the concurrence of the House of Representatives Therein - also an a Bill, entitled an "Act erecting and establishing the County of Miller," also an "Act entitled an "Act to require the several Sheriffs of this Territory to pay over any public monies, they now or hereafter may have in their hands to the Treasurer of the Territory of Arkansas"

Mr. Joab Hardin from the Committee appointed to bring in a Bill for the removal of the seat of Government of this Territory, reported a Bill for that purpose. Which said Bill was read the first time and passed to a second reading.

Mr. English asked leave, (the Rules of the House in this case being dispensed with) and brought in a Bill, making appropriations for the year eighteen hundred and twenty and a part of the year eighteen hundred and twenty one, Which said Bill was read the first time and passed to a second reading.

The House resolved itself into a committee of the whole, (Mr. Joab Hardin in the

chair) on the following Bills, to wit
a Bill, entitled an "act to legalize
the acts of Hewes Scull" and the
Bill entitled an "Act allowing compen-
sation to the present General Assembly
and the officers thereof" were
severally read and concurred in by
the House. Ordered that Mr. Lindall
acquaint the Legislative Council
therewith.

An engrossed Bill, entitled an "Act to
regulate the payment of costs in certain
cases", was read the third time and
passed. Ordered that the title be as
aforesaid, and that Mr. Lindall carry
the said Bill to the Legislative Council
and ask their concurrence therein.

The Bill to be entitled an "Act to
remove the seat of the Territorial
Government of the Territory of Arkansas",
(the rules of the House in this case being
dispensed with) was read a second time,
committed to a committee of the whole
House, and made the order of this day.

The amendments proposed by the Legislative
Council to the Bill, entitled an "Act
supplementary to an act, defining the
powers and duties of Justices of the
Peace in matters of a civil nature,
and for other purposes" were
severally read and concurred in by
the House. Ordered that Mr. Lindall
acquaint the Legislative Council
therewith.

An engrossed Bill, entitled an "Act to
regulate the payment of costs in certain
cases", was read the third time and
passed. Ordered that the title be as
aforesaid, and that Mr. Lindall carry
the said Bill to the Legislative Council
and ask their concurrence therein.

The Bill to be entitled an "Act to
remove the seat of the Territorial
Government of the Territory of Arkansas",
(the rules of the House in this case being
dispensed with) was read a second time,
committed to a committee of the whole
House, and made the order of this day.

The Bill to be entitled an "Act making appropriations for the year, one thousand eight hundred and twenty, and part of the year one thousand eight hundred and twenty one, was read a second time, committed to a Committee of the whole House, and made the order of the day to-morrow.

Mr. Lindall obtained leave (the rules of the House in this case being dispensed with) and brought in a Bill, entitled an "Act supplementary to an act to require the several Sheriffs of this Territory to pay over any public monies they now or hereafter may have in their hands to the Treasurer of the Territory of Arkansas". Which said Bill was read a first time and ordered to pass to a second reading.

Mr. Stevenson obtained leave (the rules of the House in this case being dispensed with) and brought in a Bill, entitled an "Act allowing the Judges of the Circuit Courts to order blank licences"; Which said Bill was read the first time, and ordered to pass to a second reading.

A message was received from the Legislative Council, informing this House, that the Legislative Council have concurred in passing, a Bill, entitled an "Act for the relief of the several Sheriffs in the Territory of Arkansas, with an amendment to the same, which is herewith returned, and they request the concurrence of this House in said amendment; They have also concurred in passing a resolution for publishing

and promulgating the laws; also a petition to Congress for lands for a school.

The amendment proposed by the Legislative Council to the Bill, entitled an "Act for the relief of the several sheriffs in the Territory of Arkansas was read and concurred in by the House. Ordered that Mr. Pike acquaint the Legislative Council therewith.

The amendment proposed by the Legislative Council to the Bill entitled an "Act altering the mode of assessments in this Territory," was read and concurred in by the House. Ordered that Mr. Pike acquaint the Legislative Council therewith.

A Bill, entitled an "Act allowing the Judges of the circuit courts to order blank licences" (the rules of the House in this case being dispensed with) was read the second time and ordered to be engrossed for its third reading and final passage and made the order of this day.

A Bill entitled an "Act supplementary to an act to require the several Sheriffs of this Territory to pay over any public monies, they now or hereafter may have in their hands to the Treasurer of Arkansas" (the rules of the House being in this case dispensed with) was read a second time, and ordered to be engrossed for its third reading and final passage, and made the order of this day.

An engrossed Bill, entitled an "Act allowing compensation to the members of the present General Assembly, and the officers thereof"

was read the third time and passed. Ordered that the title be as aforesaid, and that Mr. Stevenson carry the said Bill to the Legislative Council, and ask their concurrence therein.

On motion of Mr. Allen,

Resolved, by the General assembly of the Territory of Arkansas, that his Excellency Governor Miller be requested not to fill the office of Adjutant General until the Militia of this Territory shall be formed into more than one Brigade. Ordered that Mr. Allen carry the said resolution to the Legislative Council, and ask their concurrence therein.

The House resolved itself into a Committee of the whole, (Mr. Allen in the Chair) on the Bill, entitled an "Act to move the seat of the Territorial Government of the Territory of Arkansas," and after some time spent therein; Mr. Speaker resumed the Chair, and Mr. Allen reported that the Committee had made some progress, and asked leave to sit again on said Bill.

Ordered, that the committee of the whole House have leave to sit again on said Bill,

A message was received by the Legislative Council, informing this House, that the Legislative Council have passed a Bill of this House, entitled an "Act to erect and establish the County of Independence, with an amendment thereto; in which amendment they ask the concurrence of this House.

The amendment proposed by the legislative Council to the Bill, entitled an "act to enact and establish the county of Independence, was read and disagreed to by this House. Ordered that Mr. English acquaint the legislative Council therewith, and ask them to recede from said amendment.
When the House adjourned.

## Wednesday, February 23d 1820.

The House met pursuant to adjournment
Mr. Horner, from the joint Committee of enrolments, reported, that the committee had examined enrolled Bills of the following titles, to wit,
"An act to require the several Sheriffs of this Territory to pay over any monies by now or hereafter may have in their hand to the Treasurer of the Territory of Arkansas."
"An Act establishing the Office of Attorney General in the Territory of Arkansas."
"An Act supplementary to an act entitled an act directing the Probate of Wills &c."
"An act to enact and establish the County of Miller".
"A resolution for publishing and promulgating the laws".
"A resolution appointing William E. Woodruff public printer".
"An act for the relief of the several Sheriffs in the Territory of Arkansas".
"An Act supplementary to an act entitled an act defining the duties of

Justices of the Peace in matters of a civil nature, and for other purposes".

"An Act altering the mode of assessments in this Territory".

"A resolution respecting Sabbath breaking".

"A memorial to Congress, praying for certain land for a School".

"An answer to the Governor's Speech".

"An Act regulating the duties of Sheriffs in this Territory".

"An Act to revive certain suits, and for other purposes". and had found the same to be truly enrolled; when,

The Speaker signed the said Bills, answer, memorial and resolutions.

Ordered, That Mr. Hosmer acquaint the Legislative Council therewith.

An engrossed Bill, entitled an "Act allowing the Judges of the Circuit Courts to order blank licences" was read the third time and passed. Ordered that the title be as aforesaid, and that Mr. Lisdall carry the said Bill and Bills to the Legislative Council and ask their concurrence therein.

An engrossed Bill, entitled an "Act supplementary to an act to require the several Sheriffs of this Territory to pay over any public monies they now have or hereafter may have in their hands to the Treasurer of the Territory of Arkansas", was read the third time, and passed. Ordered that the title be as aforesaid, and that Mr. Lisdall carry the said Bill to the Legislative Council, and ask their concurrence therein.

On motion of Mr. Tidall, The House Dispensed with the resolution, That this House will be ready to adjourn without day, on this day. Ordered that Mr. Tidall acquaint the Legislative Council therewith.

A message was received from the Legislative Council by Mr Clark, informing this House, that the Legislative Council have passed the Bill, entitled an "Act allowing confirmation to the members of the present General Assembly and the officers thereof with some amendments, to which they ask the concurrence of this House; also they have passed an "Act regulating the payment of costs in certain cases" also a resolution requesting the Governor not to fill the office of Adjutant General; also that they have agreeably to the request of the House of Representatives receded from their amendments proposed to the Bill entitled an "Act to erect and establish the County of Independence."

Mr. Bowen from the joint committee of enrolments, reported, that the committee had examined an enrolled Bill, entitled an "Act to regulate the payment of costs in certain cases" also "a Resolution requesting the Governor not to appoint an Adjutant General" and ~~[illegible]~~ had found the same to be truly enrolled; when, the Speaker signed the said Bill and resolutions.

Ordered, That Mr. Bowen acquaint the Legislative Council therewith.

The amendments proposed by the Legislative Council to the Bill, entitled an "Act allowing confirmation to the members of the present General Assembly and the officers thereof

were severally read 3rd
this House. Ordered that Mr. Isaac Hendrick
acquaint the Legislative Council therewith,
and ask them to recede from said
amendments.

The House again resolved itself into a
Committee of the whole House, (Mr. English
in the Chair) on the Bill entitled an
"Act to renew the seat of the Territorial
Government of the Country of Arkansas",
and after some time spent therein,
Mr. Speaker resumed the Chair, and
Mr. English reported the said Bill with
an amendment, which was read
and concurred in by the House,

Ordered, that the said Bill be engrossed
and made the order of this day for its
third reading and final passage.

A message was received from the
Legislative Council by Mr. Barbour,
informing this House, that the Legislative
Council insist on their amendments to the
Bill entitled an "Act allowing compensation
to the members of the present General
Assembly and the Officers Thereof"
disagreed to by the House of Representatives,
and they still ask the concurrence of
the House therein.

The said amendments being read,
Mr. Allen offered the following resolution (viz:)
Resolved, That the said amendments be
amended by striking the key of the
President of the Legislative Council and
Speaker of the House of Representatives
four dollars each for each and
every day of their attendance on the
Sessions of Legislation, being equal

to the Bay of the other members of said assembly,

and the question being taken thereon, it was lost ——— Yeas 4 Nays 4

The yeas and nays being required by one fifth of the members present.

Those who voted in the affirmative are Messrs. Allen, Ellis, Plumer and Tindall. Those who voted in the negative are Messrs. English, Fish, Jack Hardin and Stevenson.

The House proceeded to consider the said amendments,

Whereupon,

Resolved that they do not insist on their disagreement to the same, but concur therein. Ordered that Mr. Fish acquaint the Legislative Council therewith.

An engrossed Bill to be entitled an "Act fixing the times of holding the Superior and Circuit Courts in the Territory of Arkansas, and for the session of the General Assembly thereof, was read a third time and passed. Ordered, that the title be as aforesaid, and that Mr. Fish carry the said Bill to the Legislative Council, and ask their concurrence therein.

Mr. Plumer from the joint Committee of enrolments, reported that the Committee had examined an enrolled Bill, entitled "An Act to erect and establish the County of Independence", and had found the same to be truly enrolled. when, whereupon the Speaker signed the said Bill. Ordered that Mr. Plumer acquaint the Legislative Council therewith.

A message was received from the Legislative Council by Mr. Cash informing this House that the Legislative Council have concurred in passing the Bill entitled "An Act allowing the Justices of the

of the Circuit Courts to order blank licenses"; also a Bill, entitled an "act supplementary to an act to require the several Sheriffs of this Territory to pay over any public monies they now have or hereafter may have in their hands to the Treasurer of the Territory of Arkansas."

An engrossed Bill, entitled an "act to remove the temporary seat of the Territorial Government of the Territory of Arkansas," was read the third time; and the Question being put, Shall the Bill pass? It passed in the affirmative

Yeas 5. Nays 4.

The yeas and nays being required by two of the members present, Those who voted in the affirmative are Messrs. Ellis, Joel Hanson, Lindall, Newman and the Speaker.

Those who voted in the negative are Messrs. Allen, English, Fish & Noonan,

Ordered, that the title be so altered, and that Mr. Fish carry the said Bill to the Legislative Council, and ask their concurrence thereto.

A message was received from the Legislative by Mr. Bantrum, informing this House that the Legislative Council have concurred in the request of the House of Representatives to discharge with the resolution requiring the General Assembly to rise this day.

An engrossed Bill, entitled an "act making appropriations for the year eighteen hundred and twenty and part of

The year eighteen hundred and twenty one; was read the third time and passed. Ordered, that the title be as aforesaid, and that Mr. Joab Handin carry the said Bill to the Legislative Council and ask their concurrence therein.

Mr. Hamer, from the joint committee of enrolments, reported, that the committee had presented to the Governor of this Territory for his approbation, the enrolled Bills, the examination of which have this day been reported.

When the House adjourned.

Thursday, February 24th, 1820.

The House met pursuant to adjournment

Mr. Hamer from the joint Committee of enrolments, reported that the Committee had examined enrolled Bills of the following titles, to wit,

"An act allowing the Judges of the Circuit Courts to order blank licenses."

"An act supplementary to an act to require the several Sheriffs of this Territory to give bond upon any public money they may have in their hands to the treasurer of the Territory aforesaid." and

"An act allowing compensation to the members of the joint General Assembly and the officers thereof." and had found the same to be truly enrolled, whereon,

The Speaker signed the said Bills.

Ordered, that Mr. Hamer acquaint the Legislative Council therewith.

An engrossed Bill, entitled an "Act to legalize the acts of Blank Lands," was read the third time, and passed.

Ordered, That the Bill be as altered and that Mr. Ellis carry the said Bill to the Legislative Council and ask their concurrence therein.

On motion of Mr. Warren, Resolved that a Committee be appointed from this House jointly with such Committee as may be appointed from the Legislative Council to wait upon the Governor of this Territory and inform him that unless he may have any further communication to make to the two Houses of the General Assembly they will be ready to adjourn this evening.

Ordered, That Messrs. Warren and Jack Hardin be that Committee on the part of this House.

Ordered, That Mr. Fish acquaint the Legislative Council therewith.

A message was received from the Legislative Council by the Gentleman informing this House that the Legislative Council have concurred in passing a Bill entitled an "Act to legalize the acts of Notaries Public"; also a Bill entitled an "Act making appropriations for the year eighteen hundred and twenty and part of the year eighteen hundred and twenty one" with some amendments; also a Bill entitled an "Act fixing the times of holding Superior and Circuit Courts in the Territory of Arkansas" and for the General Assembly thereof," to which amendment, in which they ask the concurrence of the House of Representatives.

The amendments proposed by the ~~Legislative~~ Council ~~Representatives~~ to the two last mentioned Bills were read and severally concurred in by the House. Ordered, that Mr. Fish acquaint the Legislative Council therewith.

Mr. Flowers from the joint Committee of enrolments, reported that the Committee had examined enrolled Bills of the following titles, to wit,

"An act to legalize the acts of Sheriffs deeds;"

"An act fixing the times of holding Jackson and Circuit Courts;"

"An act making appropriations for the year eighteen and twenty two and for the year eighteen hundred and twenty one;"

and had found the same to be truly enrolled; whereupon the Speaker signed the said Bills.

Ordered that Mr. Flowers acquaint the Legislative Council therewith.

A message was received from the Legislative Council by Mr. Clark, informing this House that the Legislative Council have concurred in passing a Bill, entitled an "Act to remove the Temporary seat of the Territorial Government of the District of Arkansas," with some amendments to which the concurrence of the House of Representatives is desired.

The said amendments were read, when Mr. Joab Handin offered the following Resolution, to wit,

Resolved, That the further consideration of the said Bill be postponed till the next meeting of the General Assembly. and the question being put,

Shall the resolution pass? It passed in the affirmative. ——— Yeas 5.
Nays 4.

The yeas and nays being required by two of the members present.

Those who voted in the affirmative are Messrs. Allen, Ellis, Flowers, Joab Handin, & Pindall.

Those who voted in the negative are, Messrs. English, Fish, Newman & Steele.

Mr. Horner, from the joint Committee of enrolments, reported that the Committee had presented to the Governor of this Territory for his approbation, the enrolled bills, the examination of which have this day been reported.

Mr. Horner, from the joint committee, appointed to wait on the Governor of this Territory, reported, that the committee had performed that service, and that the Governor informed them that he had no further communication to make to the General assembly, at this time.

On motion of Mr. Allen,
Resolved, that this General assembly will have a recess till the first Monday in October next; and that the Governor be requested to publish and promulgate, during said recess such laws as may meet his approbation, which have been passed by this General assembly.

A message was received, from the Legislative Council, by Mr. Beckman, informing this House that the Legislative do concur in the resolution of the House of Representatives to have a recess till the first Monday in October next.
On motion of Mr. Stevenson,
Resolved, unanimously that the thanks of this House is due to their Speaker, for the just and impartial manner in which he has discharged the duties of the Chair during the present session.
When the Speaker adjourned the House until the first Monday in October next.